

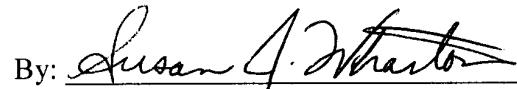
Preliminary Amendment was filed. Thus, the Preliminary Amendment (an entire copy of which is enclosed herein) should be accepted, and such action is respectfully requested.

37 C.F.R. § 1.121(b) provides that the specification may be amended by (ii) providing any replacement or added paragraphs in clean form, and (iii) providing a marked-up copy indicating the changes with brackets and underlining. Likewise, 37 C.F.R. § 1.121 (c) provides that claims may be amended by (i) rewriting the claims in clean form, and (ii) providing a marked-up copy with changes indicated by brackets and underlining. Enclosed is a copy of the entire Preliminary Amendment filed by Applicant on April 10, 2002, which included a Preliminary Amendment transmittal letter noting the changes being made to the specification and claims, a clean copy of the specification and claims, and a marked-up copy of the specification and claims with changes indicated by brackets and underlining.

Since the Preliminary Amendment as filed complies with 37 C.F.R. § 1.121, which was effective at the time of filing, the Preliminary Amendment as submitted should be accepted and such action is respectfully requested. Should the Supervisory Legal Instruments Examiner have any further questions or comments which need be addressed in order to accept the subject Preliminary Amendment, she is invited to contact the undersigned attorney at the number listed below.

Acknowledgement of receipt is respectfully requested.

Respectfully submitted,

By: 
Susan J. Wharton, Reg. No. 41,524
STINSON MORRISON HECKER LLP
1201 Walnut, Suite 2800
Kansas City, MO 64106-2150
Telephone: (816) 842-8600
Facsimile: (816) 691-3495
Attorney for Applicant

PATENT

Client Name:

Title:

Inventor(s):

Serial No.

/Patent No.:

Docket No.: 506422.000

Koch. 84164

Koch Industries
System for Preparing Distressed Roads that
Includes a Asphalt Base Layer
Blacktop, Et al.

Filing Date
/Issue Date: 6-27-01

Transmittal Letter
 Information Disclosure Statement (IDS) (including Certification and Petition for Consideration)
 PTO-1449 Copies of IDS Citations
 Check # _____ in the amount of \$ _____

Preliminary Amendment
 Amendment and/or Response to Office Action
 Amendment and/or Response After Final Rejection
 Request for Extension of Time
 Check # _____ in the amount of \$ _____

Drawings
 Corrected (1 set, _____ total sheets)
 Formal (1 set, _____ total sheets)

Issue Fee Transmittal Check # _____ in the amount of \$ _____
 Maintenance Fee Transmittal Check # _____ in the amount of \$ _____
 Patent Assignment Recordation Form Cover Sheet and Assignment (_____ document(s))
 Check # _____ in the amount of \$ _____
 Add'l Check # _____

Itemized Return Receipt Post Card

Other: 2 Specifications

Mailed:

4-10-02

By:

Candy Way

EXPRESS MAIL CERT. NO. (if applicable):

PATENT

KOC A. 84164

Client Name:

Title:

Inventor(s):

Serial No.

/Patent No.:

Docket No.:

506422.000

System for preparing distressed roads that
includes a asphalt base layer

Kingship, et al.

 Transmittal Letter Information Disclosure Statement (IDS) (including Certification and Petition for Consideration) PTO-1449 Copies of IDS Citations (Check # _____ in the amount of \$ _____) Preliminary Amendment Amendment and/or Response to Office Action Amendment and/or Response After Final Rejection Request for Extension of Time (Check # _____ in the amount of \$ _____) Drawings Corrected (1 set, _____ total sheets) Formal (1 set, _____ total sheets)

Filing Date

/Issue Date:

6-27-01

JUN 11 2003
GROUP 1700 Issue Fee Transmittal Check # _____ in the amount of \$ _____ Maintenance Fee Transmittal Check # _____ in the amount of \$ _____ Patent Assignment Recordation Form Cover Sheet and Assignment (_____ document(s)) Check # _____ in the amount of \$ _____ Add'l Check # _____ Itemized Return Receipt Post Card

Other: 2 Specifications

Mailed:

EXPRESS MAIL CERT. NO.: (if applicable)

O I P E

APR 16 2002

PATENT & TRADEMARK OFFICE

APR 25 2002

Candy Way